

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

# UNITED STATES OF AMERICA

8

V.

8

## DUSTIN MICHAEL SHERMAN

8

**CRIMINAL NO. 6:09CR**

68

Davis/Love

## INDICTMENT

**SEALED**

## THE UNITED STATES GRAND JURY CHARGES:

COUNT 1

Violation: Title 18, United States Code, Section 924(c)(1)(A) (Use and carrying of a firearm during and in relation to a drug trafficking crime)

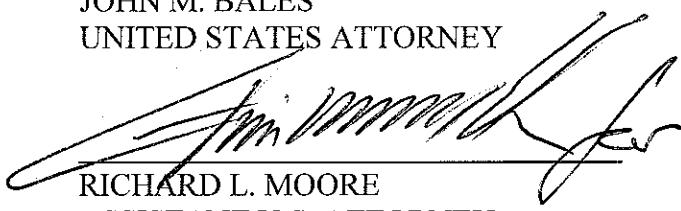
On or about February 22, 2009, in the Eastern District of Texas, DUSTIN MICHAEL SHERMAN, Defendant herein, did knowingly and intentionally use and carry a firearm, to wit: a Star , Super V, 9mm pistol, bearing serial number 1767877, during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, that is possession with intent to distribute methamphetamine, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), all in violation of Title 18, United States Code, Section 924(c)(1)(A).

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Dated: June 3, 2009

  
Foreperson of the Grand Jury

JOHN M. BALES  
UNITED STATES ATTORNEY

  
RICHARD L. MOORE  
ASSISTANT U.S. ATTORNEY  
110 N. College, Suite 700  
Tyler, Texas 75702  
903-590-1400  
Bar Card No. 14366700

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DUSTIN MICHAEL SHERMAN

§ CRIMINAL NO. 6:09CR\_\_\_\_\_

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**NOTICE OF PENALTY**

**COUNT 1**

Violation: Title 18, United States Code, Section 924(c)(1)(A)  
(Possession of a firearm during and in relation to a  
drug trafficking crime)

Penalty: A term of imprisonment of not less than 5 years, a  
fine not to exceed \$250,000, or both. A term of  
supervised release of not more than 3 years in  
addition to such term of imprisonment.

In the case of a second or subsequent conviction of  
this offense, the term of imprisonment shall not be  
less than 25 years.

Any person convicted of this violation shall not be  
placed on probation and no term of imprisonment  
shall run concurrently with any other term of  
imprisonment.

Special Assessment: \$100.00